

ORIGINAL

NEW APPLICATION



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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

BOB STUMP, CHAIRMAN

GARY PIERCE

BRENDA BURNS

BOB BURNS

SUSAN BITTER SMITH

2013 MAY 31 P 3:50

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

IN THE MATTER OF MOHAVE ELECTRIC  
COOPERATIVE, INCORPORATED'S  
REQUEST FOR APPROVAL OF 2014 – 2015  
DEMAND SIDE MANAGEMENT PLANS  
AND ENERGY EFFICIENCY  
IMPLEMENTATION PLAN, INCLUDING  
DSM ADJUSTMENT TARIFF; REQUEST  
FOR WAIVER PURSUANT TO THE  
ENERGY EFFICIENCY STANDARD RULES

DOCKET NO. E-01750A-13-0169

APPLICATION AND  
REQUEST FOR WAIVER

Mohave Electric Cooperative, Incorporated ("Mohave" or the "Cooperative"), by and through its undersigned attorneys, files its application, pursuant to Arizona Administrative Code ("A.A.C.") R14-2-2418(B), for Arizona Corporation Commission ("Commission") approval of its 2014 – 2015 Demand Side Management Plans and Energy Efficiency Implementation Plan, including a DSM Adjustment Tariff ("2014 – 2015 EE Plan"). The 2014-2015 EE Plan merely seeks to extend Mohave's proposed 2012 – 2013 EE Plan, as set forth in Docket No. E-01750A-11-0228 and incorporated herein by this reference, through the year 2015. Additionally Mohave respectfully requests a waiver of the Energy Efficiency Standard Rules and in particular the annual and 16.5% cumulative energy efficiency requirements of A.A.C. R14-2-2418(C) and R14-2-2404, allowing the Commission approved EE plans to substitute therefore.

Arizona Corporation Commission

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1                   Background

2                   On June 11, 2011, Mohave filed its proposed 2012-2013 EE Plan requesting  
3 Commission approval of ten (10) Demand Side Management programs designed to achieve  
4 sustainable energy savings by the Cooperative's residential and commercial  
5 members/customers, as well as a surcharge to recover the costs of those programs. See  
6 Docket No. E-01750A-11-0228. Mohave filed an amendment to its proposed 2012-2013 EE  
7 Plan on November 11, 2012 seeking the Plan be extended to encompass calendar year 2014  
8 and a waiver of the annual and the 16.5% cumulative energy efficiency requirements set forth  
9 in A.A.C. R14-2-2418(C) and R14-2-2404. Over the two year period since Mohave  
10 submitted its 2012-2013 EE Plan for approval, Mohave has responded to various Staff  
11 requests for additional information relating to the costs and benefits of the programs proposed  
12 in the Plan and believes all 10 programs to be cost effective.

13                   Importantly, all of Mohave's costs associated with electric energy efficiency  
14 and demand side management programs were excluded from the new rates set by Decision  
15 No. 73352, dated August 21, 2012, as both Mohave and Staff anticipated a DSM cost  
16 recovery tariff would be in place shortly to provide funding for both its existing and proposed  
17 DSM programs. In fact, Decision No. 73352, expressly provided:

18                   [T]he initial rates of Mohave Electric Cooperative, Incorporated's DSM  
19 adjustor mechanism will be the same as the DSM cost recovery tariff that  
20 is approved in Docket No. E-01750A-11-0228 (MEC's 2012-2013  
21 Electric Energy Efficiency Implementation Plan and Demand Side  
22 Management Program docket). Subsequent changes to the DSM adjustor  
23 rates will be set in connection with the Electric Energy Efficiency  
24 Implementation Plan submitted by the Company and approved by the  
25 Commission pursuant to the Electric Energy Efficiency Standards rules, or  
as otherwise ordered by the Commission.

23                   Furthermore, Mohave has invested time and dollars in communicating with its  
24 members about the benefits associated with implementing the programs set forth in its  
25

1 proposed 2012-2013 EE Plan. Unfortunately, Staff has yet to make a recommendation as to  
2 Mohave's 2012-2013 and the Commission has not yet considered it at an Open Meeting.

3 Based upon the foregoing, Mohave hereby submits, by reference to and  
4 incorporation of Docket No. E-01750A-11-0228, Mohave's proposed <sup>as</sup> and amended, 2012-  
5 2013 EE Plan and DSM cost recovery tariff (surcharge) as and for its proposed 2014-2015 EE  
6 Plan and surcharge to be effective through 2015 or the effective date of any subsequently  
7 approved Mohave EE Plan. The Commission having not yet considered Mohave's 2012 -  
8 2013 EE Plan and having not provided a funding source to implement EE and DSM activities,  
9 Mohave also renews its request for a waiver of the annual and the 16.5% cumulative energy  
10 efficiency requirements set forth in A.A.C. R14-2-2418(C) and R14-2-2404.

11 All correspondence with regard to this Application should be sent to:

12 Michael A. Curtis, Esq.  
13 William P. Sullivan, Esq.  
14 Curtis, Goodwin, Sullivan,  
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18 With a copy to:

19 Peggy Gillman  
20 Manager of Public Affairs and  
Energy Services  
21 P.O. Box 1045  
Bullhead City, Arizona 86430  
22 Phone: 928-758-0575  
23 Fax: 928-763-3315  
E-mail: pgillman@mohaveelectric.com


24 WHEREFORE, Mohave Electric Cooperative, Incorporated respectfully  
25 requests the Arizona Corporation Commission:

1. Timely review and approve its 2014 – 2015 Demand Side Management Programs and Energy Efficiency Implementation Plan as fair and reasonable;
2. Authorize the implementation of the proposed DSM Adjustor of \$0.000799 per kWh to be applied to all of the Cooperative's Standard Offer Tariffs;
3. Waive the provisions of the Energy Efficiency Standards and, in particular, the annual and cumulative energy savings requirements of A.A.C. R14-2-2018(C) and R14-2-2404 to the extent not achieved by Mohave's approved Demand Side Management Programs and Energy Efficiency Implementation Plan; and
4. Grant such other relief as the Commission deems just and appropriate.

DATED this 31st day of May, 2013.

CURTIS, GOODWIN, SULLIVAN,  
UDALL & SCHWAB, P.L.C.

By:



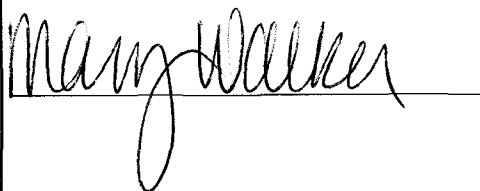
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PROOF OF AND CERTIFICATE OF MAILING

I hereby certify that on this 31<sup>st</sup> day of May, 2013, I caused the foregoing document to be served on the Arizona Corporation Commission by delivering the original and thirteen (13) copies of the above to:

Docket Control  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

A handwritten signature in cursive script, appearing to read "Mary Walker", is written over a horizontal line.